

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY

&

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

WP(C).No. 8093 of 2007(L)

PETITIONER:

KESAVAN, S/O VALYAKOCHU,
RESIDING AT PLAPPALLIAN VEEDU,
PAZHAYAVIDUTHY, RAJAKKADU,
UDUMBUCHOLA, IDUKKI.

BY ADV. SRI.T.RAJASEKHARAN NAIR

RESPONDENTS:

1. THE SUB INSPECTOR OF POLICE,
RAJAKKADU POLICE STATION, RAJAKKADU,
IDUKKI DISTRICT.
2. THE SECRETARY,
RAJAKKADU GRAMA PANCHAYATH,
OFFICE OF THE RAJAKKADU GRAMA PANCHAYATH,
RAJAKKADU, UDUMBUMCHOLA TALUK,
IDUKKI DISTRICT.
3. SUKUMARAN, RESIDING AT CHAVARANANIKKAL
VEEDU, PAZHAYAVIDUTHY, RAJAKKADU,
UDUMBUCHOLA, IDUKKI.

BY ADV. SRI.RAINGE KODUVATH
SRI.VIJU ABRAHAM
SRI.JOY C. PAUL
SRI.BENOY K.KADAVAN
SRI.S.SHANAVAS KHAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 29/03/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

- EXT.P1: COPY OF THE COMPLAINT DATED 17.10.2006 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.
- EXT.P2: COPY OF THE REPORT SUBMITTED BY THE HEALTH INSPECTOR, COMMUNITY HEALTH CENTRE, RAJAKADU, BEFORE THE 2ND RESPONDENT.
- EXT.P3: COPY OF THE JUDGMENT DATED 9.2.2007 IN W.P.(C).NO.33134/07 PASSED BY THIS COURT.
- EXT.P4: COPY OF THE PETITION DATED 2.3.2007 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.

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// TRUE COPY//

P.A. TO JUDGE.

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO. 8093 OF 2007

Dated this the 29th day of March, 2007.

JUDGMENT

Koshy, J.

This is a petition for police protection to stop the illegal and unauthorised functioning of the pig farm of the third respondent and also for implementing the direction of this court. If the direction of this court in Ext.P3 is violated, petitioner is free to file contempt petition. According to the third respondent, now he is not conducting any pig farm. There is only one pig and there is no violation of the judgment, as there is no pig farming. On behalf of police as well as Grama Panchayath it was submitted that there is no licence and he is only having one pig and this is a factual aspect. As he is only having one pig, no police interference is required. However, if the third respondent is actually conducting pig farm, petitioner is free to approach statutory authorities and if Ext.P3 is violated, he is free to approach the court for contempt.

The Writ Petition is disposed of accordingly.

J.B.KOSHY, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

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